

HOUSE BILL 2831

By Fitzhugh

AN ACT to amend Tennessee Code Annotated, Title 49,
Chapter 13, relative to charter schools.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 49-13-104, is amended by adding the following language as new, appropriately designated subdivisions:

() "Control" or "controlling" or "controlled by" means the possession, direct or indirect, of the power to direct or cause the direction of the management and policies of an entity;

() "Foreign national" means an individual who is not a citizen of the United States;

SECTION 2. Tennessee Code Annotated, Section 49-13-108, is amended by adding the following language as a new, appropriately designated subdivision:

() No charter school application shall be approved if the sponsor or governing body of the school is controlled by foreign nationals.

SECTION 3. Tennessee Code Annotated, Section 49-13-111(e), is amended by designating the existing language as subdivision (1) and by adding the following language as new subdivision (2):

(2) The governing body of a charter school shall not approve and a charter school shall not enter into a contract for goods or services, except as permitted in subsection (i), with an individual who is a foreign national or an entity that is controlled by foreign nationals.

SECTION 4. Tennessee Code Annotated, Section 49-13-111(i), is amended by adding the following sentence at the end of the subsection:

No foreign national who is not a lawful permanent resident of the United States shall be employed by a public charter school as a teacher.

SECTION 5. Nothing in this act shall be construed to abridge or impair a contract or agreement entered into by the sponsor or governing body of a charter school for operation of the school, for the acquisition of goods or services or for employment of school personnel, before the effective date of this act. Any such contract or agreement shall remain in full force and effect until the expiration of the contract or agreement.

SECTION 6. This act shall take effect upon becoming a law, the public welfare requiring it.